

DOCKET NO.: CELL-0072

PATENT

OCT 03 2001

1625  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of:**

Porter, et al.

**Serial No.:** 09/326,020

**Group Art Unit:** 1625

**Filing Date:** June 4, 1999

**Examiner:** B. Robinson

**For:** PHENYLALANINE DERIVATIVES

DATE OF DEPOSIT: September 25, 2001

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL  
SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID  
ON THE DATE INDICATED ABOVE AND IS  
ADDRESSED TO THE ASSISTANT COMMISSIONER  
FOR PATENTS, WASHINGTON, DC 20231.

GLH —  
TYPED NAME: Gregory L. Hillyer  
REGISTRATION NO.: 44,154

Box  NON-FEE

AF

Assistant Commissioner for Patents  
Washington DC 20231

Sir:

**AMENDMENT TRANSMITTAL LETTER**

Transmitted herewith for filing in the above-identified patent application is:

- A Preliminary Amendment.
- An Amendment Responsive to the Office Action Dated \_\_\_\_\_.
- An Amendment Supplemental to the Paper filed \_\_\_\_\_.
- Other: Reply Under 37 C.F.R. § 1.111 to Office Action Dated April 26, 2001.

- Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
  - an Independent Inventor
  - a Small Business Concern
  - a Nonprofit Organization
- This application is no longer entitled to small entity status. It is requested that this be noted in the files of the Patent and Trademark Office.
- Substitute Pages \_\_\_\_\_ of the Specification are enclosed.
- An Abstract is enclosed.
- \_\_\_\_\_ Sheets of Proposed Corrected Drawings are enclosed.
- A Certified Copy of each of the following applications: \_\_\_\_\_ is enclosed.
- An Associate Power of Attorney is enclosed.
- Information Disclosure Statement.
  - Attached Form 1449.
  - A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- Appended Material as follows: \_\_\_\_\_
- Other Material as follows: \_\_\_\_\_

## FEE CALCULATION

No Additional Fee is Due.

			SMALL ENTITY		NOT SMALL ENTITY		
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	Fee	RATE	Fee
TOTAL CLAIMS	16	20 (20 MINIMUM)	0	\$9 EACH	\$	\$18 EACH	\$ 0
INDEP. CLAIMS	3	3 (3 MINIMUM)	0	\$40 EACH	\$	\$80 EACH	\$ 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT			\$135	\$	\$270	\$	
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME			\$55	\$	\$110	\$	
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME			\$195	\$	\$390	\$390	
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME			\$445	\$	\$890	\$	
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME			\$695	\$	\$1390	\$	
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME			\$945	\$	\$1890	\$	
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID			minus	(\$ )	minus	(\$ )	
<input type="checkbox"/> TERMINAL DISCLAIMER			\$55	\$	\$110	\$	
<input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:							
TOTAL FEE DUE							\$390

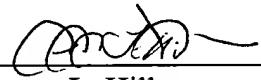
- A Check is Enclosed in the Foregoing Amount Due.
- Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time for response to the Office Action of **April 26, 2001** to and through **September 26, 2001** comprising an extension of the shortened statutory period of **two (2) month(s)**.
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is

further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

- The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.
- The Forgoing Amount Due for Filing this Paper.
- Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.
- Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: September 25, 2001

  
\_\_\_\_\_  
Gregory L. Hillyer  
Registration No. 44,154

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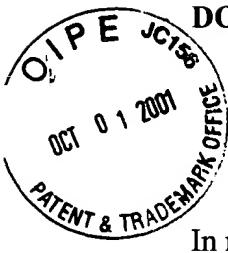
OCT 03 2001

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

**John Robert Porter, John Clifford Head,  
Graham John Warrelow, and Sarah Catherine Archibald**

Serial No.: 09/326,020

Group Art Unit: 1625

Filed: June 4, 1999

Examiner: B. Robinson

For: **PHENYLALANINE DERIVATIVES**

I, Gregory L. Hillyer, Registration No. 44,154 certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

On September 25, 2001

  
\_\_\_\_\_  
Gregory L. Hillyer, Reg. No. 44,154

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

**REPLY UNDER 37 C.F.R. § 1.111 TO  
OFFICE ACTION DATED APRIL 26, 2001**

In response to the Office Action mailed April 26, 2001, Applicants respectfully request that the following amendments be entered, without prejudice.

**In the Claims**

Claims 1, 12, and 14 have been amended as follows.

*R1*  
1. (amended twice) A compound of formula (1a):

*Sub C*  
10/03/2001 MBERHE 00000035 233050 09326020  
01 FC:116 10.00 CH 390.00 DP